

The Honorable J. Kelley Arnold
Friday, April 20, 2007
Without Oral Argument

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

KELLY D. MYERS-CLARK, Personal
Representative of the ESTATE OF
CHRISTOPHER M. CLARK,

Plaintiff,

v.

FRAHLER ELECTRIC COMPANY, a
Foreign Corporation; and YORKE & CURTIS,
INC., a Foreign Corporation,

Defendants.

NO. 3:05-cv-05553-JKA

ORDER APPROVING SETTLEMENT
OF CASE ON BEHALF OF MINOR

THIS MATTER having come on before this Court for review of a settlement agreement and distribution of settlement proceeds on behalf of a minor beneficiary of the decedent's estate, this Court having before it the records and files of this cause, having reviewed the Petition for Approval of Settlement of Case on Behalf of Minor, having also reviewed the Report of Settlement Guardian ad Litem, having independently reviewed the settlement, and understanding the nature of this case both as to liability and damages claims and defenses, this Court OBSERVES:

ORDER APPROVING SETTLEMENT
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1 1. The Settlement Guardian ad Litem has, to the satisfaction of this Court, fully
2 examined and evaluated the settlement agreement as it pertains to the minor, as set
3 forth in the Report of Settlement Guardian ad Litem; and

4 2. The analysis of the Settlement Guardian ad Litem is that the settlement is
5 warranted, is in the minor's best interests, and should be approved by this Court.
6

7 Upon the basis of the Report of Settlement Guardian ad Litem recommending approval of
8 the settlement as being in the best interests of the minor, as well as upon this Court's independent
9 analysis of the settlement, this Court FINDS:

10 1. The amount provided for the mother of the minor child will assist with the child's
11 care during the interim period of her minority;

12 2. The structured settlement for the minor will provide her with educational and
13 housing assistance; and

14 3. The settlement is in the best interests of the minor.
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16 Based upon these Findings, this Court APPROVES the settlement agreement as to the
17 claims of this minor child, and ORDERS that the parties to this matter execute all appropriate
18 settlement documents pertaining to the minor's claims.

19 This Court further ORDERS that the Settlement Guardian ad Litem shall be discharged
20 upon execution of the settlement documents.

21 This Court further ORDERS that Stritmatter Kessler Whelan Coluccio is directed to
22 disburse the settlement funds for payment of costs, attorney's fees, payment to the Washington
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1 Department of Labor & Industries, and payment to Kelly Myers-Clark, as set forth in the Report
2 of the Settlement Guardian ad Litem
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5 DATED: April 20th, 2007.
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8 /s/ J. Kelley Arnold
9 The Honorable J. Kelley Arnold
10 Judge

11 Presented by:
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13 KEITH L. KESSLER, WSBA #4720
14 Of Stritmatter Kessler Whelan Coluccio
15 Petitioner/Co-counsel for Plaintiff
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